

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
WALTER PACHECO

Plaintiff,

**FRCP  
RULE 68  
OFFER OF  
JUDGMENT**

-against-

Case No.: 22-cv-02727(GRB)(AYS)

TNT AUTOMOTIVE CORPORATION  
(d/b/a TNT AUTOMOTIVE SERVICES, JOHN  
TIRPAN and RICHARD DESANNO, individually.

Defendants.  
-----X

To: Lina Stillman  
Attorney for Plaintiff  
42 Broadway  
12<sup>th</sup> Floor  
NYNY 10004

Pursuant to Rule 68 of the Federal Rules of Civil Procedure, the defendants TNT AUTOMOTIVE CORPORATION, (d/b/a TNT AUTOMOTIVE SERVICES), JOHN TIRPAN and RICHARD DESANNO, hereby offer to allow entry of a judgment against them in the total amount of \$45,000.00 for all of plaintiff's claims for relief inclusive of legal fees and costs to be paid as follows: (a) \$15,000.00 within thirty (30) days of plaintiff's acceptance of this offer of judgment; and (b) \$30,000.00 within sixty (60) days of the initial payment. This offer of judgment is made solely for the purposes specified in Federal Rules of Civil Procedure Rule 68 and is not to be construed as either an admission that defendants are liable in this action or that plaintiff suffered any damage.

This offer of judgment shall not be filed unless (a) accepted by plaintiff or (b) in a proceeding to determine costs. In accordance with Federal Rules of Civil Procedure Rule 68(b) this offer of judgment shall be considered withdrawn if not accepted by plaintiff within ten(10) days of receipt.

Respectfully submitted,

s/Oscar Michelen

\_\_\_\_\_  
OSCAR MICHELEN  
CUOMO LLC  
Attorney for Defendants  
200 Old Country Road Suite 2 South  
Mineola, NY 11501-4242  
516-741-3222 fax: 516-741-3223